

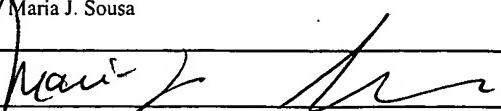
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CERTIFICATE OF MAILING

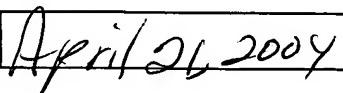
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Typed or Printed Name / Maria J. Sousa

Signature



Date



OIP

APR 26

2004

SECOND PRELIMINARY AMENDMENT		Attorney Docket	GUID-024CON9
		Confirmation No.	2465
		First Named Inventor	Spence, Paul A.
		Application Number	10/698,798
		Filing Date	October 31, 2003
		Group Art Unit	3732
		Examiner Name	Unassigned
		Title	Device to Permit Offpump Beating Heart Coronary Bypass Surgery

Sir:

Prior to examination of the application on the merits, please enter the following
Amendment:

04/27/2004 HUUDN61 00000059 502653 10698798

01 FC:1202 486.00 DA



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FEE TRANSMITTAL for FY 2004

Effective 01/01/2003. Patent fees are subject to annual revision.

 Applicant claims small entity status. See 37 CFR 1.27**Complete if Known**

Application Number	10/698,798
Filing Date	October 31, 2003
Confirmation Number	2465
First Named Inventor	Paul A. Spence
Examiner Name	Unassigned

 TOTAL AMOUNT OF PAYMENT (\$ 486.00)Art Unit 3732
Attorney Docket No. GUID-024CON9**METHOD OF PAYMENT** (check all that apply) Check Credit Card Money Order Other None Deposit Account:

Deposit Account Number 50-2653

Deposit Account Name Law Office of Alan W. Cannon

The Commissioner authorized to: (check all that apply)

 Charge fees indicated below Credit any overpayments
 Charge any additional fee(s) during the pendency of this application Charge fees indicated below, except for the filing fee to the above-identified deposit account.**FEE CALCULATION (continued)****FEE CALCULATION****1. BASIC FILING FEE**

Large Entity Fee Code (\$)	Small Entity Fee Code (\$)	Fee Description	Fee Paid
1001 770	2001 385	Utility filing fee	
1002 330	2002 165	Design filing fee	
1003 520	2003 260	Plant filing fee	
1004 750	2004 375	Reissue filing fee	
1005 160	2005 80	Provisional filing fee	

SUBTOTAL (1)

\$

2. EXTRA CLAIM FEES FOR UTILITY AND REISSUE

Extra Claims		Fee from below	Fee Paid
Total Claims 47 -20 = 27	x 18	=	\$486.00
Indep. Claims 3 -3 = 0	x 86	=	0
Multiple Dependent		=	

Large Entity Fee Code (\$)	Small Entity Fee Code (\$)	Fee Description
1202 18	2202 9	Claims in excess of 20
1201 86	2201 42	Independent claims in excess of 3
1203 280	2203 140	Multiple dependent claim, if not paid
1204 84	2204 42	** Reissue independent claims over original patent
1205 18	2205 9	** Reissue claims in excess of 20 and over original patent

SUBTOTAL (2) \$ 486.00

**or number previously paid, if greater; For Reissues, see above

3. ADDITIONAL FEES

Large Entity Fee Code (\$)	Small Entity Fee Code (\$)	Fee Description	Fee Paid
1051 130	2051 65	Surcharge – late filing fee or oath	
1052 50	2052 .25	Surcharge – late provisional filing fee or cover sheet	
1053 130	1053 130	Non-English specification	
1812 2,520	1812 2,520	For filing a request for ex parte reexamination	
1804 920*	1804 920*	Requesting publication of SIR prior to Examination action	
1805 1,840*	1805 1,840*	Requesting publication of SIR after Examiner action	
1251 110	2251 55	Extension for reply within first month	
1252 410	2252 205	Extension for reply within second month	
1253 930	2253 465	Extension for reply within third month	
1254 1,450	2254 725	Extension for reply within fourth month	
1255 1,970	2255 985	Extension for reply within fifth month	
1401 320	2401 160	Notice of Appeal	
1402 320	2402 160	Filing a brief in support of an appeal	
1403 280	2403 140	Request for oral hearing	
1451 1,510	1451 1,510	Petition to institute a public use proceeding	
1452 110	2452 55	Petition to revive – unavoidable	
1453 1,300	2453 650	Petition to revive – unintentional	
1501 1,300	2501 650	Utility issue fee (or reissue)	
1502 470	2502 235	Design issue fee	
1503 630	2503 315	Plant issue fee	
1406 130	1460 130	Petitions to the Commissioner	
1807 50	1807 50	Processing fee under 37 CFR 1.17(q)	
1806 180	1806 180	Submission of Information Disclosure Stmt	
8021 40	8021 40	Recording each patent assignment per property (times number of properties)	
1809 750	2809 375	Filing a submission after final rejection (37 CFR § 1.129(a))	
1810 750	2810 375	For each additional invention to be examined (37 CFR § 1.129(b))	
1801 750	2801 375	Request for Continued Examination (RCE)	
1802 900	1802 900	Request for expedited examination of a design application	

Other fee (specify)_Terminal Disclaimer

*Reduced by Basic Filing Fee Paid

SUBTOTAL (3) (\$)**SUBMITTED BY****Complete (if applicable)**

Name (Print/Type)	Alan W. Capron	Registration No. (Attorney/Agent)	34,977	Telephone	(408) 736-3554
Signature				Date	April 21, 2004

WARNING: Information on this form may become public. Credit card information should not be included on this form. Provide credit card information and authorization on PTO-2038.

This collection of information is required by 37 CFR 1.17 and 1.27. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This collection is estimated to take 12 minutes to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, Washington, DC 20231. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450 Alexandria, VA 22313-1450



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PTO/SB/21 (08-00)

Approved for use through 10/31/2002. OMB 0651-0031
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TRANSMITTAL FORM

(to be used for all correspondence after initial filing)

		Application Number	10/698,798
		Filing Date	October 31, 2003
		Confirmation Number	2465
		First Named Inventor	Paul A. Spence et al.
		Group Art Unit	3732
		Examiner Name	Unassigned
Total Number of Pages in This Submission	12	Attorney Docket Number	GUID-024CON9

ENCLOSURES (check all that apply)

<input checked="" type="checkbox"/> Fee Transmittal Form in Duplicate (2 pgs.)	<input type="checkbox"/> Assignment Papers (for an Application)	<input type="checkbox"/> After Allowance Communication to Group
<input checked="" type="checkbox"/> Fee Attached	<input type="checkbox"/> Drawing(s)	<input type="checkbox"/> Appeal Communication to Board of Appeals and Interferences
<input checked="" type="checkbox"/> Second Preliminary Amendment (9 pgs.) <input type="checkbox"/> After Final <input type="checkbox"/> Affidavits/declaration(s)	<input type="checkbox"/> Licensing-related Papers	<input type="checkbox"/> Appeal Communication to Group (Appeal Notice, Brief, Reply Brief)
<input type="checkbox"/> Extension of Time Request	<input type="checkbox"/> Petition	<input type="checkbox"/> Proprietary Information
<input type="checkbox"/> Express Abandonment Request	<input type="checkbox"/> Petition to Convert to a Provisional Application	<input type="checkbox"/> Status Letter
<input type="checkbox"/> Information Disclosure Statement	<input type="checkbox"/> Revocation, Power of Attorney Change of Correspondence Address	<input checked="" type="checkbox"/> Other Enclosure(s) (please identify below):
<input type="checkbox"/> Certified Copy of Priority Documents	<input type="checkbox"/> Statement Under 37CFR 3.73(b)	<input type="checkbox"/> Postcard
<input type="checkbox"/> Response to Missing Parts/ Incomplete Application	<input type="checkbox"/> Request for Refund	
<input type="checkbox"/> Response to Missing Parts under 37 CFR 1.52 or 1.53	<input type="checkbox"/> CD, Number of CD(s) _____	

Remarks

SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT	
Firm or Individual Name	ALAN W. CANNON, Reg. No. 34,977
Signature	
Date	APRIL 21, 2004

CERTIFICATE OF MAILING

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Typed or printed name	Maria J. Sousa	Date	April 21, 2004
Signature			

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